

A G E N D A REGULAR COUNCIL MEETING CITY OF GULF SHORES, ALABAMA MARCH 27, 2017 4:00 P.M.

- 1. Call to Order
- 2. Invocation Rev. Steven Kurtz, Gulf Shores First Presbyterian Church
- 3. The Pledge of Allegiance
- 4. Roll Call
- 5. Approval of Minutes
 - A. March 13, 2017 Special Meeting
 - B. March 13, 2017 Regular Council Meeting
 - C. March 20, 2017 Council Work Session Meeting
- 6. Approval of Expense Vouchers
- 7. Presentation of Petitions, Requests and Communications
 - A. Proclamation Baldwin County Child Advocacy Center
 - B. Public Assembly Permit Application Gulf Shores & Orange Beach Tourism, Sports Commission NAIA Marathon
- 8. Public Hearing
 - A. ABC License Application
 - a. Coastal Alabama Business Chamber 2017 Waterway Village Zydeco Crawfish Festival
 - b. Surf Style Management, Inc. Surf Style 203 GS
 - c. Tuscany Pizza and Grill, LLC. Tuscany Pizza and Grill
- 9. New Business
 - A. Resolution Board Reappointment Board of Zoning Adjustments and Appeals
 - B. Resolution Board Reappointment Gulf Shores Utilities Board
 - C. Resolution Award Bid Fire Department Service Truck
 - D. Resolution Award Bid Erie H. Meyer Civic Center Stage Curtains
 - E. Resolution Award Bid Beach Patrol UTV's
 - F. Resolution Award Bid Police Vehicle Emergency Equipment
 - G. Resolution Award Bid Beach Rake
 - H. Resolution Award Bid 35 Ton Gooseneck Trailer
 - I. Ordinance Amend Code Operation of Golf Carts
 - J. Ordinance Amend Code Traffic Control Signs and Devices
- 10. Committee Reports
- 11. Staff Reports
- 12. Hearing of Persons Not Listed on Formal Agenda
- 13. Adjourn

MINUTES OF REGULAR COUNCIL MEETING CITY OF GULF SHORES, ALABAMA MARCH 27, 2017

Mayor Robert Craft called the meeting to order at 4:00 p.m. at City Hall. The invocation was delivered by Reverend Steven Kurtz from Gulf Shores First Presbyterian Church.

Upon roll call, the following officials answered "present": Councilman Joe Garris, Jr., Councilman Gary M. Sinak, Councilman Philip Harris, Councilman Jason Dyken, M.D., Councilman Stephen E. Jones and Mayor Robert Craft.

Councilman Joe Garris, Jr. then moved to approve the minutes of the Special Meeting of March 13, 2017 as presented; seconded by Councilman Gary M. Sinak, was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared the motion carried.

At this time, Councilman Jason Dyken, M.D. moved to approve the minutes of the Regular Council Meeting of March 13, 2017, as presented; seconded by Councilman Joe Harris, was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Furthermore, Councilman Stephen E. Jones moved to approve the minutes of the Council Work Session Meeting of March 20, 2017 as presented; seconded by Gary M. Sinak was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "abstain", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Councilman Jason Dyken, M.D. moved to approve the expense vouchers in the amount of \$710,498.07; seconded by Councilman Stephen E. Jones; and the vote of those officials present was unanimously in favor of the motion.

The City Clerk noted that the complete list of vouchers to be paid, as reflected on a computer printout, had been made a permanent record in the Clerk's office.

Director of Recreation and Cultural Affairs, Grant Brown introduced a Public Assembly Permit Application from Gulf Shores & Orange Beach Tourism/Sports Commission for the NAIA Marathon to be held on Saturday, May 27, 2017.

Councilman Stephen E. Jones moved to approve the Assembly Permit Application from the Gulf Shores & Orange Beach Tourism/Sports Commission for the 2017 NAIA Marathon as presented; seconded by Councilman Joe Garris, Jr.; and the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye" and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Mayor Craft stated that this was the time and place for the public hearing, as advertised, on the application from Coastal Alabama Business Chamber for a 140 Special Event Retail Liquor License for the 2017 Waterway Village Zydeco Crawfish Festival scheduled for April 15, 2017. The festival will be held at 100-116 East 24th Avenue, Gulf Shores, Alabama.

The City Clerk reported the dates on which the required advertising was done; and she read the letters of reference. The Departmental preliminary review is complete. There were no written objections

received and no citizens appeared at the hearing to object. The Clerk stated the license would need to be approved contingent upon the applicant's successful completion of all City departmental final inspections.

Whereupon, Councilman Philip Harris moved to approve the application from the Coastal Alabama Business Chamber for a Special Event Retail Liquor License for the 2017 Waterway Village Zydeco Crawfish Festival event to be held in Gulf Shores, Alabama on April 15, 2017 and to so notify the ABC Board; seconded by Councilman Gary M. Sinak; and the vote of those officials present was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "abstain" and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared the motion carried.

Mayor Craft stated that this was the time and place for the public hearing, as advertised, on the application from Surf Style Retail Management, Inc. d/b/a Surf Style 203 GS located at 400 East Beach Blvd., Gulf Shores, Alabama for an 050 Retail Beer (Off Premises Only) and 070 Retail Table Wine (Off Premises Only) liquor license.

The City Clerk reported the dates on which the required advertising was done; and she read the letters of reference. The Departmental preliminary review is complete. There were no written objections received and no citizens appeared at the hearing to object. The Clerk stated the license would need to be approved contingent upon the applicant's successful completion of all City departmental final inspections.

Whereupon, Councilman Stephen E. Jones moved to approve the application of Surf Style Retail Management, Inc. d/b/a Surf Style 203 GS for an 050 Retail Beer (Off Premises Only) and 070 Retail Table Wine (Off Premises Only) liquor license and to so notify the ABC Board; seconded by Councilman Jason Dyken, M.D.; and the vote of those officials present was unanimously in favor of the motion.

Mayor Craft stated that this was the time and place for the public hearing, as advertised, on the application from Tuscany Pizza and Grill, LLC d/b/a Tuscany Pizza and Grill located at 3800 Gulf Shores Parkway, Space 104, Gulf Shores, Alabama for an 020 Restaurant Retail Liquor License.

The City Clerk reported the dates on which the required advertising was done; and she read the letters of reference. The Departmental preliminary review is complete. There were no written objections received and no citizens appeared at the hearing to object. The Clerk stated the license would need to be approved contingent upon the applicant's successful completion of all City departmental final inspections.

Whereupon, Councilman Philip Harris moved to approve the application of Tuscany Pizza and Grill, LLC d/b/a Tuscany Pizza and Grill located at 3800 Gulf Shores Parkway, Space 104 for an 020 Restaurant Retail liquor license and to so notify the ABC Board; seconded by Councilman Joe Garris, Jr.; and the vote of those officials present was unanimously in favor of the motion.

Mayor Craft introduced a Resolution to reappoint Mr. John McCormick to the Gulf Shores Utilities Board.

Councilman Philip Harris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5801 -17

A RESOLUTION REAPPOINTING
GEOFF GABERINO
TO THE BOARD OF ZONING ADJUSTMENTS AND APPEALS
TO SERVE A FULL TERM OF THREE YEARS
ENDING ON JANUARY 7, 2020

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That Geoff Gaberino be and he is hereby reappointed to the Board of Zoning Adjustments and Appeals, to serve a full term of three years ending on January 7, 2020.

Section 2. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5801-17 was seconded by Councilman Joe Garris, Jr.; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5801-17 duly and legally adopted.

At this time, Councilman Stephen E. Jones introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5802-17

A RESOLUTION REAPPOINTING JOHN MCCORMICK TO THE GULF SHORES UTILITIES BOARD, PLACE 3 TO SERVE A FULL TERM OF SIX YEARS ENDING ON APRIL 1, 2023

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That John McCormick be and he is hereby reappointed to the Gulf Shores Utilities Board, Place 3, to serve a full term of six years ending on April 1, 2023.

<u>Section 2</u>. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5802-17 was seconded by Councilman Gary M. Sinak; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5802-17 duly and legally adopted.

Furthermore, Councilman Jason Dyken, M.D. introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5803 - 17

A RESOLUTION
ACCEPTING THE BID OF MOYER FORD SALES, INC.
FOR ONE (1) 2017 FORD F-150 1/2 TON PICKUP TRUCK
FOR USE AS FIRE DEPARTMENT SERVICE TRUCK
IN AN AMOUNT NOT TO EXCEED \$33,348.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

Section 1. That the bid of Moyer Ford Sales, Inc. to purchase one (1) 2017 Ford F-150 1/2 Ton Pickup Truck for use as a service truck with the Fire Department, be and the same is hereby accepted, being the most conforming and responsible among sealed bids opened on March 13, 2017; and

<u>Section 2</u>. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Moyer Ford Sales, Inc. for purchase of (1) 2017 Ford F-150 1/2 Ton Pickup Truck, in an amount not to exceed \$33,348.00; and in substantially the form presented to Council this date.

Section 3. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5803-17 was seconded by Councilman Joe Garris, Jr.; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5803 -17 duly and legally adopted.

Furthermore, Councilman Gary M. Sinak introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5804-17

A RESOLUTION
ACCEPTING THE BID OF MAINSTAGE THEATRICAL SUPPLY, INC.
FOR ERIE H. MEYER CIVIC CENTER
STAGE CURTAIN REPLACEMENT PROJECT
IN THE TOTAL AMOUNT OF \$48,878.00; AND
AUTHORIZING EXECUTION OF CONTRACT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That the bid of Mainstage Theatrical Supply, Inc. in an amount not to exceed \$48,878.00 for Erie H. Meyer Civic Center Stage Curtain Replacement Project is hereby accepted, being the most conforming and responsible among sealed bids opened on March 20, 2017; and

<u>Section 2</u>. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Mainstage Theatrical Supply, Inc. in substantially the form presented to Council this date.

<u>Section 3</u>. Funding for this contract is included in the Recreation Budget for 2017. Account 14-879-81003 includes \$190,000 for Civic Center Renovations, of which \$50,000 was budgeted for this portion of the overall project.

Section 4. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5804-17 was seconded by Councilman Stephen E. Jones; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5804 -17 duly and legally adopted.

Furthermore, Councilman Jason Dyken, M.D. introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5805-17

A RESOLUTION ACCEPTING THE BID OF G, J & L, INC. FOR TWO (2) 2017 HONDA PIONEER 1000-5 UTV'S FOR USE IN BEACH PATROL IN AN AMOUNT NOT TO EXCEED \$34,456.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That the bid of G, J & L, Inc. to purchase two (2) 2017 Honda Pioneer 1000-5 UTV's for beach patrols, be and the same is hereby accepted, being the most conforming and responsible among sealed bids opened on March 6, 2017; and

Section 2. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and G, J & L, Inc. for purchase of (2) Honda Pioneer 1000-5 UTV's in an amount not to exceed \$34,456.00; and in substantially the form presented to Council this date.

<u>Section 3</u> Once delivered, these units will get additional safety features added to them ensuring street compliancy.

<u>Section 4</u>. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5805-17 was seconded by Councilman Stephen E. Jones; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5805-17 duly and legally adopted.

Furthermore, Councilman Philip Harris introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5806-17

A RESOLUTION
ACCEPTING THE BID OF DANA SAFETY SUPPLY
AND GULF STATES DISTRIBUTORS, INC.
FOR POLICE VEHICLE EMERGENCY EQUIPMENT
IN THE TOTAL AMOUNT OF \$36,359.65;
AND AUTHORIZING EXECUTION OF CONTRACT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That the bid of Dana Safety Supply in an amount not to exceed \$26,496.65 for Police Vehicle Emergency Equipment for new 2017 police vehicles is hereby accepted, being the most conforming and responsible among sealed bids opened on March 8, 2017; and

Section 2. That the bid of Gulf States Distributors, Inc. in an amount not to exceed \$9,863.00 for Police Vehicle Emergency Equipment for new 2017 police vehicles is hereby accepted, being the most conforming and responsible among sealed bids opened on March 8, 2017, 2016; and

<u>Section 3</u>. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Dana Safety Supply and the City of Gulf Shores and Gulf States Distributors, Inc. in substantially the form presented to Council this date.

Section 4. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5806-17 was seconded by Councilman Gary M. Sinak; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5806-17 duly and legally adopted.

Furthermore, Councilman Joe Garris, Jr. introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5807-17

A RESOLUTION ACCEPTING THE BID OF H. BARBER & SONS, INC. FOR PURCHASE OF A BEACH RAKE IN AN AMOUNT NOT TO EXCEED \$22,000.00

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That the bid of H. Barber & Sons, Inc. for purchase a Beach Rake, be and the same is hereby accepted, being the most conforming and responsible among sealed bids opened on March 7, 2017.

<u>Section 2</u>. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Barber & Sons, Inc. for purchase of a Beach Rake.

<u>Section 3</u> That this item is an approved purchase included in Budget Amendment Number 1, account number 37-563-80841 (Beach Restoration).

Section 4. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5807-17 was seconded by Councilman Gary M. Sinak; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5807-17 duly and legally adopted.

Furthermore, Councilman Stephen E. Jones introduced and moved for the adoption of the following Resolution:

RESOLUTION NO. 5808-17

A RESOLUTION ACCEPTING THE BID OF TECHNOLOGY INTERNATIONAL, INC. FOR 35 TON GOOSENECK TRAILER IN THE TOTAL AMOUNT OF \$39,815.00; AND AUTHORIZING EXECUTION OF CONTRACT

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017, as follows:

<u>Section 1</u>. That the bid of Technology International, Inc. in an amount not to exceed \$39,815.00 for a 35 Ton Gooseneck Trailer is hereby accepted, being the most conforming and responsible among sealed bids opened on March 9, 2017; and

<u>Section 2</u>. That the Mayor and City Clerk be and they are hereby authorized and directed to execute and attest, respectively, a contract between the City of Gulf Shores and Technology International, Inc. in substantially the form presented to Council this date.

<u>Section 3</u> That this unit will replace an existing trailer that was purchased decades ago through a government surplus auction. Funding for this contract is included in account 01-562-80829, Landscape Division Vehicles and Equipment.

Section 4. That this Resolution shall become effective upon its adoption.

The motion for the adoption of Resolution No. 5808-17 was seconded by Councilman Gary M. Sinak; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye", Councilman Gary M. Sinak, "aye", Councilman Philip Harris "aye", Councilman Jason Dyken, M.D., "aye", Councilman Stephen E. Jones, "aye", and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Resolution No. 5808 -17 duly and legally adopted.

Mayor Craft introduced an Ordinance to amend the Code of Ordinances to permit and regulate the operation of golf carts and licensed low speed vehicles on certain public streets within the city.

Following a brief discussion, it was suggested that the time of operation be changed from sunrise to sunset to sunrise until no later than 10:00 p.m.

Councilman Stephen E. Jones moved for unanimous consent of the Council to suspend the rules of procedure to allow for the immediate consideration of the following Ordinance including amending the time of operation:

ORDINANCE NO. 1835

AN ORDINANCE
TO AMEND THE CODE OF ORDINANCES, ADOPTED JULY 24, 1989,
AT CHAPTER 21, TRAFFIC, ARTICLE I. IN GENERAL TO ADD
SECTION 21-13 PERMITTING AND REGULATING THE OPERATION OF GOLF CARTS AND LICENSED
LOW SPEED VEHICLES ON CERTAIN PUBLIC STREETS WITHIN THE CITY OF GULF

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON MARCH 27, 2017 as follows:

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Section 1: The Code of Ordinances, City of Gulf Shores, Alabama, is hereby amended by the addition of Section

21-13 to Chapter 21, Traffic, reading in its entirety as follows:

Section 21-13. Operation of Golf Carts On Certain Public Streets Permitted And Regulated.

(a) Policy Statement. This Section is enacted pursuant to the authority of the Alabama Constitutional Amendment adopted

pursuant to Act No. 2016-271. In enacting this Section, the City Council confirms its view that golf carts are not designed

or manufactured to be suitable for use on public streets and roads, and the City of Gulf Shores in no way advocates or

endorses the operation of golf carts on public streets. The City understands that residents within golf course residential

communities and other communities desire to have the option to operate their golf carts on a limited basis within those

communities in order to access the amenities in and immediately adjacent to those communities, and have secured the

adoption of Act No. 2016-271 to allow the enactment of ordinances permitting such operation in Baldwin County subject to

the terms of the Act and to such other restrictions the City may impose as authorized by the Act. In designating public

streets on which golf carts may be legally operated, the Act requires the City to determine that golf carts may safely travel

on such designated streets after consideration of factors including, but not limited to, the speed, volume, and character of

motor vehicle traffic using the street. The designation in this Section of certain streets as streets on which golf carts may

safely travel is not a determination or representation by the City that operation of golf carts on such streets is in fact safe or

advisable even if done in accordance with this Ordinance due to the limited drive characteristics and safety features of golf

carts. All persons operating golf carts must be observant of, and attentive to the safety of themselves and others, including

their passengers, other motorists, bicyclists, and pedestrians. All persons who operate or ride carts on public streets inside

the City of Gulf Shores do so at their own risk and peril, and no permit for the operation of a golf cart on the public streets

shall be issued except upon execution by the owner of the golf cart of a written undertaking to indemnify and hold the City,

its officials, officers, agents, and employees harmless from any and all liability of any kind or character directly or

indirectly associated with such operation.

(b) Definitions. As used in this Section, the following terms shall have the following meanings:

"Cart" shall mean a golf cart equipped with approved seat belts for each occupant, head lights, brake lights, turn signals, a

windshield, a rear view mirror, efficient brakes, reliable steering apparatus, safe tires, red reflectorized warning devices on

both the front and rear and an orange warning flag displayed at least six (6) feet above the ground, excepting, however any,

State Tagged Cart or Municipal Service Vehicle.

"Designated Cart Street" shall mean the following public streets within the corporate limits of the City of Gulf Shores,

Alabama designated under this Section for the use of Carts, to be marked with appropriate signage advising that the street

may be utilized by Carts:

ALTON ST AUGUSTA DR BIRKDALE ST BLUE HERON DR COTTON CREEK BLVD **COTTON CREEK CIR**

CRAFT FARMS BLVD

CRAIGEND LOOP

CYPRESS BEND DR

CYPRESS CIR

CYPRESS LAKE DR

CYPRESS POINT DR

DARLEY CIR

DORR AV

ESTATES DR

GLEN EAGLES AV

GREENAN WAY

GROVE ST

GYAWS AV

INVERNESS CIR

LADYBANK ST

MUIRFIELD CT

OLDE PARK CT

OLDE PARK LN

OLDE PARK RD

PINEHURST CIR

PINEHURST DR

PINEHURST PT

PINEVIEW PL

PORTLAND CIR

PRESTWICK AV

PRESTWICK CIR

ROYAL DR

ROYAL GLEN BLVD

ROYAL TROON CIR

ROYAL TROON DR

SAINT ANDREWS DR

SAINT ANDREWS DR E

TURNBERRY DR

VILLAGE DR

VILLAGE LN

WILLOW POINT CT

By Resolution of the Council adopted from time to time subsequent to the enactment of this Section, the list of Designated Cart Streets may be amended by the addition of other streets or the deletion of streets previously listed, provided, however, no street on which the speed limit is greater than 25 miles per hour shall be designated as a Designated Cart Street.

"State Tagged Cart" shall mean a golf cart, low speed vehicle, or neighborhood electric vehicle that is registered with and licensed by the State of Alabama under Title 32 of the Code of Alabama.

"Municipal Service Vehicle" shall mean a City operated State Tagged Cart or other City operated motorized equipment or vehicle when in service for the provision of public safety or public maintenance services.

(c) Rules and Regulations

Carts may not be operated on any public street, road, or highway within the corporate limits of the City of Gulf Shores that is not a Designated Cart Street and may be operated only on Designated Cart Streets in accordance with the following rules and regulations. A State Tagged Cart that is not a Municipal Service Vehicle may not be operated on any public street,

road, or highway within the corporate limits of the City of Gulf Shores on which the posted legal speed limit is greater than 25 miles per hour.

- (1) No person who is not a driver licensed by the State of Alabama or, in the case of a non-resident, by his or her home state or country or who is less than eighteen (18) years of age may operate a Cart on a designated Cart Street.
- (2) Carts may be operated on Designated Cart Streets only between the hours between sunrise and no later than 10:00 p.m. The headlights on the Cart shall be illuminated at all times when it is in operation on Designated Cart Streets regardless of the time of operation.
- (3) Any person who operates a Cart on the Designated Cart Streets must adhere to all State and municipal laws applicable to the operation of motor vehicles, including, without limitation, all laws concerning the operation of a vehicle under the influence of alcohol or drugs. The operator of a Cart may not overtake and pass in the same lane occupied by the vehicle being overtaken. A Cart may not be operated between lanes of traffic or between adjacent lines or rows of vehicles, and Carts may not be operated two or more abreast in a single lane.
- (4) Cart drivers must yield the right-of-way to overtaking vehicles at all times.
- (5) The maximum occupancy of a Cart shall be the number of occupants for which the Cart has approved seat belts. No Cart shall be operated on any public street unless all occupants are seated with their seat belts fastened. No child under the age of five (5) shall be transported in a Cart on any public street.
- (6) No Cart shall be operated on any public sidewalk or bike path.
- (7) No Cart shall be parked in a designated handicapped parking space unless the driver or at least one passenger has a valid handicap parking permit that is displayed on the Cart.
- (8) No Cart may be operated on a Designated Cart Street without a valid permit sticker issued by the Gulf Shores Police

 Department to the owner of the Cart attached. A yearly fee of twenty dollars (\$25.00) per Cart will be charged by for this

 permit sticker on the basis of each calendar year or portion thereof. Each Cart must be inspected annually before a permit is

 issued and no permit shall be issued for any Cart that does not meet the equipment and condition requirements of this

 Ordinance. No permit shall be issued for any Cart without proof that any person who may operate the Cart on a public

 street is covered by a policy of liability insurance held by the owner of the Cart. The required minimum liability limits for

 the operation of the Cart shall be the same as required by the State of Alabama for operation of a motor vehicle.

(d) Violations. The following shall constitute violations of this Section:

(1) The operation of a Cart on any public street, road, or highway within the corporate limits or police jurisdiction of the

City of Gulf Shores that is not a Designated Cart Street.

(2) The operation of a Cart on a Designated Cart Street in violation of any of the rules or regulations set out in subsection

(c) above.

(3) The operation of a golf cart that is not a Cart with a valid permit sticker on any public street, road, or highway within the

corporate limits or police jurisdiction of the City of Gulf Shores.

(4) The operation of a State Tagged Cart that is not a Municipal Service Vehicle on any public street, road, or highway

within the corporate limits of the City of Gulf Shores on which the posted legal speed limit is greater than 25 miles per

hour.

The unauthorized operation of a golf cart, Cart, or State Tagged Cart on any public street, road, or highway in violation of

this Section shall be a violation for which the City may assess and collect a civil penalty from the owner in the amount of

fifty dollars (\$50.00). In addition, any person committing a violation of this Section shall, upon conviction, be punished by

a fine of not less than one dollar (\$1.00) nor more than two hundred dollars (\$200.00) and/or may be imprisoned for a

period not exceeding thirty (30) days, at the discretion of the court trying the case. In the event of the assessment of a civil

penalty against the owner, of a conviction of the owner or operator of a violation, or both, and at the discretion of the Chief

of Police reviewable by appeal to the City Council, the Cart permit sticker issued to a Cart operated in violation of this

Ordinance may be revoked by the Chief of Police.

(e) Section Supplementary To Federal and State Regulation.

The provisions of this Section shall be interpreted as supplementary to all other municipal, state and federal laws and

regulations now or hereafter in force, and compliance with this Section does not relieve an individual from the requirement

of compliance with all other applicable municipal, state and federal laws and regulations, if any.

Section 2. The provisions of this Ordinance are severable. If any part of this Ordinance is declared invalid or

unconstitutional by a court of competent jurisdiction, such declaration shall not affect the validity and enforceability of the

remaining provisions of the Ordinance.

<u>Section 3</u>. This Ordinance shall become effective upon its adoption and publication as required by law.

The motion for unanimous consent was seconded by Councilman Joe Garris, Jr.; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye," Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye," Councilman

Stephen E. Jones, "aye" and Mayor Robert Craft, "aye". Mayor Robert Craft then declared the rules suspended.

Councilman Stephen E. Jones then moved for the adoption of Ordinance No. 1835 as amended and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1835 was seconded by Councilman Joe Garris, Jr.; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye," Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye," Councilman Stephen E. Jones, "aye" and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Ordinance No. 1835 duly and legally adopted.

Councilman Stephen E. Jones moved for unanimous consent of the Council to suspend the rules of procedure to allow for the immediate consideration of the following Ordinance:

ORDINANCE NO. 1836

AN ORDINANCE
TO AMEND THE CODE OF ORDINANCES,
ADOPTED JULY 24, 1989,
AT CHAPTER 21, TRAFFIC, ARTICLE I., IN GENERAL,
BY ADDING CERTAIN LANGUAGE
AT SECTION 21-4, TRAFFIC CONTROL
SIGNS AND DEVICES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GULF SHORES, ALABAMA, WHILE IN REGULAR SESSION ON SEPTEMBER 26, 2011, as follows:

<u>Section 1</u>. That Chapter 21, TRAFFIC, of the Code of Ordinances, adopted July 24, 1989, be and it is hereby amended by adding certain language at Article I., In General, Section 21-4, Traffic Control Signs and Devices by amending the Vulcan Traffic Management Services Plan to include the installation of 3-Way Stop traffic control signage at the intersection of Lagoon Winds Drive and Brigadoon Trail, so the entire section shall read:

CHAPTER 21 TRAFFIC

ARTICLE I. IN GENERAL

Sec. 21-4. Traffic Control Signs and Devices.

Add 3-Way Stop traffic control signage at intersection of Lagoon Winds Drive and Brigadoon Trail

Section 2.

The intersection of Lagoon Winds Drive and Brigadoon Trail is hereby declared henceforth to be a three-way stop intersection.

<u>Section 3</u>. That this Ordinance shall become effective upon its adoption and publication as required by law.

The motion for unanimous consent was seconded by Councilman Jason Dyken, M.D.; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye," Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye," Councilman Stephen E. Jones, "aye" and Mayor Robert Craft, "aye". Mayor Robert Craft then declared the rules suspended.

Councilman Stephen E. Jones then moved for the adoption of Ordinance No. 1836 and to waive the reading of said Ordinance at length. The motion for the adoption of Ordinance No. 1836 was seconded by Councilman Jason Dyken, M.D.; was regularly put; was discussed and considered in full by the Council; and upon the question, the vote thereon was as follows: Councilman Joe Garris, Jr., "aye," Councilman Gary M. Sinak, "aye", Councilman Philip Harris, "aye", Councilman Jason Dyken, M.D., "aye," Councilman Stephen E. Jones, "aye" and Mayor Robert Craft, "aye". Whereupon, Mayor Robert Craft declared Ordinance No. 1836 duly and legally adopted.

COMMITTEE REPORTS:

No reports at this time.

STAFF REPORT:

Department Heads presented brief project updates.

There being no further business to come before the Council, Councilman Joe Garris, Jr. moved to adjourn; seconded by Councilman Stephen E. Jones; and the vote of those officials present was unanimously in favor of the motion.

Mayor Robert Craft declared the meeting adjourned at 4:40 p.m.

Robert Craft

Mayor

Attest:

Wanda Parris, MMC

City Clerk

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01-519-68620	0.559-9-9090	01-520-64110	01 520 66150	01-320-00130	01-530-63260	01-530-04110	01-330-64211	01 530-04383	01-330-04421	01-530-65310	01-530-65810	01-530-66150	01-530-66155	01-530-66170	01-530-66165	01 520 66210	1 530 66230	01 530 66260	01-530-68110	01-535-63260	01-535-64110	01-535-64211	01-535-64383	01-535-64421	01-535-64422	01-535-65310	01-535-65810	01-535-66112	01-535-66120	01-535-66150	01-535-66155	01-535-66170	21-535-66195	01-535-66210	01-535-66220	01-535-56260	01-333-66410	01-535-66110	01-540-64110	01-540-64324	01-540-64421	01-540-65310	01-540-65810	01-540-66150	01-540-66210	01-540-66260	01-540-68110	01-541-63260	01-541-64110	01-541-66150	01-541-66170	01-541-66172

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01-541-66210	01-550-64110	01-550-64383	01-550-65310	01-550-65810	01-550-66170	01-550-66260	01-551-51068	01-551-64110	01-551-64211	01-551-64324	01-551-65310	01-551-65460	01-551-65710	01-551-65/16	01-551-66150	01-551-66220	01-552-64110	01-552-64211	01-552-64421	01-552-65570	01-552-65710	01-552-65711	01-552-66150	01-552-66155	01-552-66170	1-552-66411	-553-51068	01-553-64110	01-553-64211	01-553-64324	01-553-64332	01-553-64383	01-553-65510	01-553-65715	01-553-65810	01-553-66121	01-553-66125	01-553-66130	01-553-66150	01-553-66155	0.1-553-661/0	01-553-66195	01.553-662.10	01-553-66260	01-553-66410	01-553-68110	01-553-80874	01-554-51068	01-554-63260	

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01-554-64110	01-554-64211	01-554-64324	01-554-64383	01-554-65310	1-554-66150	1-554-66155	01-554-66195	01-554-66210	01-554-66220	01-554-66260	01-554-68821	01-555-64110	01-555-64326	01-555-66220	01-555-66260	01-556-64334	01-556-65310	01-556-66131	01-556-66155	01-556-66170	01-556-66195	01-556-66260	01-556-68110	01-555-80841	01-557-64110	01-557-64211	01-557-64332	01-557-64363	01-557-64421	01-557-65310	01-557-65460	01-557-65570	01-557-65705	01 662 66117	01-557-66150	01-557-66170	01-557-66195	01-557-66210	01-557-66220	01-557-66410	01-558-64110	01-558-66150	01-558-66155	01-558-66170	01-558-66220	01-558-66410	01-560-63260	01-560-63320	01-560-64110	01-560-64211

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01-560-65310	01-580-85810	010000000000000000000000000000000000000	06199-000-	01-560-66170	01-560-66220	01-560-66260	01-560-68110	01-561-51068	01-561-64211	01-561-65310	01-561-66117	01-561-66195	01-561-66260	01-561-68110	01-561-80741	01-562-51068	01-562-64110	01-562-64211	1-562-65310	01-562-65810	01-562-66140	01-562-66142	01-562-66170	01-562-66195	01-562-66220	01-562-66260	01-562-68110	01-562-80818	01-562-80829	01-563-51068	01-563-64110	01-563-64211	01-563-64375	11-563-64378	01-563-65310	01-563-66155	01-563-66170	01-563-66195	01-563-66220	01-563-66260	01-363-66310	01-564-63260	01-564-64211	01-564-64324	01-564-64332	01-564-64363	01-564-64379	01-564-64383	01-564-65310	01-564-66150	01-564-66155	01-564-66170	1-564-66195	01-564-66260

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01-679-60003	Outside Appropries	A	6,695.00
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11 210 00 011	Transfer to Debt Service Fund	ы	45.767.41
11-5/9-68135	Misc Expense - MunCtJudicialAdmFund	¥	80108
14-3231001	Impact Fees-Parks & Recreation	€	500.00
14-3232001		A	200.61
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14-38-3000	Impact Fees-Police	Θ	62.01
14-3234001	Impact Fees-Public Works	¥.	431 82
37-563-51068	Contract Labor		8 823 40
37-563-64110	Water/Sewer	9 6	0,023.19
37-563-64211	Refuse Collection	9 (70.40
37-563-65460	District Collection	69	419.43
37 563 66170	Fublic Relations/ Advertising	69	972.85
27 203-00170	Furn, Equip, FixtSmTools <\$5000	Ø	531.60
5/-563-66220	Electricity	S	288 00
40-553-80874	Bodenhamer Improvements	S	2,000,00
40-879-64599	Grant-ADECA-LWCF Little Lagoon	G	875.00
40-879-65200	ALDOT- TAP Grant/Sidewalks TAPOA-TA15/935)	9 6	15 104 04
40-879-65300	ALDOT-Sidewalks Handican Access STDTE TE12/000	9 6	0,104.01
40-879-65400	A DOT OUT THE PARTY TO THE PART	A	47.212.7
40 870 SEE28	ALDO I -Sidewalks 8 Feet Wide TAPNU-TA13(923)	B	5,024.05
42 604 64222	Hwy 59 Sidewalks-Phase II	B	9,547.31
42-301-64332	Contract/Consulting Services	(A)	42,673.00
42-201-808/4	Improvements-Gulf Place Redesign	69	15,187.72
	TOTAL	U	710 498 07
		9	10.064.01
	BUDGET TOTAL	\$	21,931,604.43
	REMAINING BUDGET TOTAL	\$	\$ 21,221,106.36

City of Gulf Shores Expense Vouchers March 4-17, 2017

TferToSpRevFund-LodgTax2%Bch

TOTAL

TRANSFER BUDGET

REMAINING TRANSFER BUDGET

\$ 84,121.73

\$ 84,121.73 \$ 9,713,042.28 \$ 9,628,920.55

01-991-61014